

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 34594

|                              |   |                                  |
|------------------------------|---|----------------------------------|
| STATE OF IDAHO,              | ) | 2008 Unpublished Opinion No. 562 |
|                              | ) |                                  |
| <b>Plaintiff-Respondent,</b> | ) | <b>Filed: July 29, 2008</b>      |
|                              | ) |                                  |
| v.                           | ) | <b>Stephen W. Kenyon, Clerk</b>  |
|                              | ) |                                  |
| MOHAMMED AMWAYA HASSAN,      | ) | <b>THIS IS AN UNPUBLISHED</b>    |
|                              | ) | <b>OPINION AND SHALL NOT</b>     |
| <b>Defendant-Appellant.</b>  | ) | <b>BE CITED AS AUTHORITY</b>     |
|                              | ) |                                  |

---

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Ronald J. Wilper, District Judge.

Judgment of conviction and determinate sentence of five years for aggravated assault; concurrent unified life sentence, with a minimum period of confinement of twenty years for rape; and concurrent unified life sentence, with a minimum period of confinement of twenty years, for kidnapping, affirmed.

Molly J. Huskey, State Appellate Public Defender; Nicole Owens, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Kenneth K. Jorgensen, Deputy Attorney General, Boise, for respondent.

PER CURIAM

Mohammed Amwaya Hassan was found guilty of aggravated assault, I.C. § 18-901(b); rape, I.C. § 18-6101; and kidnapping, I.C. §§ 18-4501, 18-4502, 18-4503. The district court sentenced Hassan to a determinate term of five years for aggravated assault; a concurrent unified life sentence, with a minimum period of confinement of twenty years for rape; and a concurrent unified life sentence, with a minimum period of confinement of twenty years, for kidnapping. Hassan appeals.

Sentencing is a matter for the trial court’s discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of the sentence are well established and need not be repeated here. See *State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App.

1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Hassan's judgment of conviction and sentences are affirmed.